

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

December 21, 2009

DIVISION ONE

B216693 Los Angeles County, D.C.F.S. (Not for Publication)
 v.
 P.C.

The judgment is affirmed.

Mallano, P.J.

We concur: Rothschild, J.
 Johnson, J.

B219042 F.E. (Not for Publication)
 v.
 S.C.L.A.
 Los Angeles County, D.C.F.S.

The petition for an extraordinary writ is denied.

Mallano, P.J.

We concur: Chaney, J.
 Johnson, J.

December 21, 2009 (Continued)

DIVISION ONE (continued)

B215257 People (Not for Publication)
v.
E.B.

The Penal Code section 186.22 findings are reversed. The order of wardship is otherwise affirmed.

Mallano, P.J.

We concur: Rothschild, J.
Chaney, J.

DIVISION TWO

[illegible]

The Court:

The judgment is affirmed.

Boren, P.J., Doi Todd, J., Chavez, J.

B212343 People (Not for Publication)
v.
Daly

The judgment is affirmed.

Boren, P.J.

We concur: Ashmann-Gerst, J.
Chavez, J.

DIVISION THREE

B207493 People (Not for Publication)
v.
Mario Molina

The judgment is modified by striking the \$200 former Penal Code section 1202.45 parole revocation fine as to each of counts 1 and 2, and, as modified, the judgment is affirmed. The trial court is directed to forward to the Department of Corrections an amended abstract of judgment reflecting the above modifications.

Kitching, J.

We concur: Klein, P.J.
Aldrich, J.

B210451 East West Bank (Not for Publication)
v.
Mark F. Spiro

The right to attach order is modified in two ways. First, paragraph 1 of the schedule on the last page of the right to attach order is deleted and replaced with the following: "(1) Interest in real property, except leasehold estates with unexpired terms of less than one year [CCP § 488.315]." Second, paragraph 3 on page 2 of the right to attach order is modified by changing the amount of \$1,662,597.12 to \$1,586,751.47. As modified, the right to attach order is affirmed. The parties shall bear their own costs on appeal.

Kitching, J.

We concur: Croskey, Acting P.J.
 Aldrich, J.

DIVISION FOUR

B213661 People (Not for Publication)
v.
Lara

The judgment is affirmed.

Epstein, P.J.

We concur: Willhite, J.
Suzukawa, J.

DIVISION FIVE

B216048 People (Not for Publication)
v.
Gabriel Sepulveda

The judgment is affirmed.

Kriegler, J.

We concur: Turner, P.J.
 Mosk, J.

B210879 People (Not for Publication)
v.
Carlos Gonzalez-Astacio

The judgment is affirmed.

Mosk, J.

We concur: Turner, P.J.
 Kriegler, J.

December 21, 2009 (Continued)

DIVISION SIX

B217744 People (Not for Publication)
v.
Dentray White

The judgment is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.
Perren, J.

B216420 Gaviota Coast Conservancy (Not for Publication)
v.
Santa Barbara County

The judgment is affirmed. GCC is awarded costs on appeal.

Yegan, Acting P.J.

We concur: Coffee, J.
Perren, J.

B211560 People
 v.
 Dandurand

Filed order denying petition for rehearing.

DIVISION SEVEN

B217290 Polanski (Certified for Publication)

v.

Superior Court, Los Angeles County

(The People, r.p.i.)

The writ petition is denied.

Zelon, J.

We concur: Perluss, P.J.

Woods, J.

B208811 People (Not for Publication)

v.

Babers

The judgment is reversed. As to counts 7 and 8 only, Babers's convictions for assault with a semiautomatic firearm under section 245, subdivision (b), are reduced to assault with a firearm in violation of section 245, subdivision (a)(2). The matter is remanded for resentencing in light of these changes.

Woods, J.

We concur: Perluss, P.J.

Zelon, J.

B215164 Los Angeles County, D.C.F.S. (Not for Publication)

v.

Yvette D.

The order of the juvenile court is affirmed.

Perluss, P.J.

We concur: Woods, J.

Jackson, J.

December 21, 2009 (Continued)

DIVISION SEVEN (continued)

B211579 Thea Geller (Not for Publication)

V.

Wedbush Morgan Securities, Inc. et al.

The order is affirmed. Geller is to recover her costs on appeal.

Perluss, P.J.

We concur: Woods, J.
Jackson, J.

B213299 Peter F. Paul (Not for Publication)

V.

Gary Smith

The order denying the section 425.16 special motion to strike is affirmed. Paul is to recover his costs on appeal.

Perluss, P.J.

We concur: Woods, J.
Zelon, J.

B216110 Peter Mahnke et al. (Not for Publication)

V.

Superior Court, Los Angeles County
(California Fair Plan Association, r.p.i.)

The petition is granted, and a peremptory writ of mandate shall issue directing respondent superior court to vacate its order of May 7, 2009 granting CFPA's petition to disqualify Mr. McConihay and to enter a new order denying the petition. Peter and Patricia Mahnke are to recover their costs in this writ proceeding.

Perluss, P.J.

We concur: Woods, J.
 Jackson, J.

DIVISION SEVEN(continued)

B209616 Century National Insurance Company
 v.
 Garcia et al.,

Filed order denying petition for rehearing.

DIVISION EIGHT

B216082 Los Angeles County, D.C.F.S. (Not for Publication)
 v.
 P.R.,

The orders are affirmed.

Flier, J.

We concur: Rubin, Acting P.J.
 Bigelow, J.

B210323 Moris Saikhai, et al. (Certified for Partial Publication)
 v.
 Atwain Zipora, et al.

The trial court's order of dismissal is modified to a dismissal without prejudice. The judgment is otherwise affirmed. Respondents are to recover their costs on appeal.

Bigelow, J.

We concur: Flier, Acting P.J.
 Mohr, J. (Assigned)